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**THE UNITED STATES PATENT  
AND TRADEMARK OFFICE**

**EXPEDITED PROCEDURE  
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Serial No. : 09/933,438  
Applicants : Yoshiharu MATAHIRA et al.  
Filed : August 20, 2001  
For : MUSCULAR FATIGUE-CONTROLLING  
COMPOSITION AND METHOD...  
Art Unit : 1616  
Examiner : Gollamudi  
Docket No. : 01503/HG  
Customer No.: 01933  
Confirmation No.: 6058

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Dorothy DeFrancesco

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**SUBMISSION OF ORIGINALLY SIGNED  
DECLARATION UNDER 37 CFR 1.132**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**MAIL STOP AF**

S I R :

Please enter the enclosed originally executed DECLARATION  
UNDER 37 CFR 1.132 of Yoshiharu MATAHIRA dated February 16, 2004,  
and consider it in conjunction with applicants' AMENDMENT UNDER  
37 CFR 1.116 filed February 18, 2004. A copy of said MATAHIRA  
DECLARATION UNDER 37 CFR 1.132 was enclosed with said AMENDMENT  
UNDER 37 CFR 1.116 and was discussed therein.

MAR 01 2004

The enclosed originally signed MATAHIRA DECLARATION has blue highlighted and red highlighted values for the raw data for the swimming time and the lactic acid concentration.

Respectfully submitted,



RICHARD S. BARTH  
REG. NO. 28,180

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RSB/ddf

Enc.: Executed DECLARATION UNDER 37 CFR 1.132 of  
Yoshiharu MATAHIRA dated February 16, 2004